

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Frank Himmelsbach, et al) Confirm. No.: 7351
Serial No.: 10/016,280) Art Unit: 1624
Filed: December 10, 2001) Examiner: T. N. Truong
For: Bicyclic heterocycles, pharmaceutical compositions containing these
compounds, their use and processes for preparing them
Docket No.: 5/1262

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT SUBMITTED/ENTERED WITH FILING OF RCE

Sir:

This Amendment is filed in connection with a communication from the Examiner in charge of the subject application. A Notice of Appeal was filed April 10, 2006 with the payment for the appropriate extension of time. A response from Applicants was therefore due June 10, 2006. Applicants hereby petition for the necessary four-month extension of time under 37 C.F.R. § 1.136 to respond and note that the fee required under 37 C.F.R. § 1.17(a) in connection with this Amendment will be paid during electronic filing via the Revenue Accounting and Management System. Furthermore, if it is determined that any additional fees under 37 C.F.R. §§ 1.16 or 1.17 are due in connection with this amendment authorization to charge such fees to Deposit Account No. 02-2955 is provided during electronic filing via the Revenue Accounting and Management System.

Amendments to the Claims are reflected in the listing of claims which begins on page two (2) of this paper.

Remarks/Arguments begin on page thirteen (13) of this paper.